

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF

Grassberger, Maximilian et al.

Art Unit: 1616

Examiner: Choi, Frank I

INTERNATIONAL APPLICATION NO: PCT/EP2004/003512

FILED: April 02, 2004

U.S. APPLICATION NO: 10/550355

35 USC §371 DATE: September 23, 2005

FOR: Combination of a Macrolide t-Cell Immunomodulator and a Calciferol
for the Treatment of Skin Diseases or of Inflammatory Bowel Disease

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated August 5, 2009 finally rejecting claims 1 and 3-5.

- Please charge Deposit Account No. 19-0134 in the name of Novartis in the amount of \$540 for payment of the appeal fee. An additional copy of this paper is here enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 19-0134 in the name of Novartis.
- The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Patent Appeals and Interferences. No fee is now due.
- Enclosed is a Petition for Extension of Time.

Respectfully submitted,


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Date: February 4, 2010